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OFFICE OF PETITIONS

In re Application of	:	
Brown, et al.	:	
Application No. 09/915,995	:	ON PETITION
Filed: July 26, 2001	:	
Attorney Docket No. AUS920010397US1	:	

This is a decision on the petition under 37 CFR 1.137(a), filed August 23, 2006, requesting revival of the above-identified application.

This application was held abandoned for failure to submit the issue fee, the publication fee, and a completed PTOL-85b within three months of the mailing of the April 27, 2005 Notice of Allowance and Fee(s) Due. The application became abandoned on July 28, 2005. A Notice of Abandonment was mailed on September 21, 2005.

Petitioners have shown that they delay in responding to the April 27, 2005 Notice of Allowance and Fee(s) Due was unavoidable because petitioners relied on the examiner's statement in a June 8, 2005 Interview Summary that prosecution would be reopened. Despite such a statement in the record, the examiner did not reopen prosecution and the period to respond to the April 27, 2005 Notice expired.

Pursuant to petitioner's authorization, deposit account no. 09-0447 will be charged the required \$1,400.00 issue fee and the \$300.00 publication fee.

The petition under 37 CFR 1.137(a) is **GRANTED**.

After the mailing of this decision the application will be forwarded to Publications Division for consideration of the formal drawings filed on August 23, 2006 and processing into a patent.

Telephone inquiries pertaining to this decision may be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, reading "Shirene Willis Brantley". The signature is written in a cursive, flowing style.

Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions